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6                   UNITED STATES DISTRICT COURT  
7                   WESTERN DISTRICT OF WASHINGTON  
8                   AT SEATTLE

9                   QWEST CORPORATION,  
10                  Plaintiff,

11                 vs.  
12                 WASHINGTON UTILITIES AND  
13                 TRANSPORTATION COMMISSION, et al.,  
14                 Defendants.

NO. C06-956RSL

ORDER VACATING ORDER  
REGARDING INITIAL  
DISCLOSURES, JOINT STATUS  
REPORT AND EARLY  
SETTLEMENT AND SETTING  
BRIEFING SCHEDULE

15                 It having come to the Court's attention that the above entitled case is exempt from the  
16 requirements of FRCP 26(a) and (f), the Court's Order Regarding Initial Disclosures, Joint  
17 Status Report, and Early Settlement entered July 31, 2006, is hereby VACATED.

18                 The Clerk of Court is directed to note plaintiff's administrative appeal on the Court's  
19 calendar for February 16, 2007. Plaintiff shall file an opening memorandum no later than 4:30  
20 pm on Thursday, January 25, 2007. Defendants shall file their response no later than 4:30 pm  
21 on Monday, February 12, 2007. Plaintiff's reply, if any, shall be filed no later than 4:30 pm on  
22 Thursday, February 15, 2007. These dates may be altered by stipulation of counsel or on order  
23 of the Court for good cause shown.

24                   **JOINT REPORT REGARDING CONSENT**

25                 All counsel and any pro se parties are directed to confer and provide the Court with a  
26 combined Joint Report (the "Report") regarding consent by September 18, 2006. The Report  
27 ORDER VACATING ORDER REGARDING INITIAL DISCLOSURES, JOINT STATUS REPORT  
28 AND EARLY SETTLEMENT AND SETTING BRIEFING SCHEDULE-1

1 should state whether the parties agree that a full-time Magistrate Judge may conduct all  
2 proceedings, including trial and the entry of judgment, under 28 U.S.C. § 636(c) and Local Rule  
3 MJR 13. The Magistrate Judge who will be assigned the case is James P. Donohue. Agreement  
4 in the Report will constitute the parties' consent to referral of the case to the assigned Magistrate  
5 Judge.

## 6 **ALTERATIONS TO ELECTRONIC FILING PROCEDURES**

7 Starting June 1, 2004, counsel shall be required to electronically file all documents with  
8 the Court. *Pro se* litigants may file either electronically or in paper form. Information and  
9 procedures for electronic filing can be found on the Western District of Washington's website at  
10 [www.wawd.uscourts.gov](http://www.wawd.uscourts.gov). The following alterations to the Electronic Filing Procedures apply in  
11 all cases pending before Judge Lasnik:

12 - Section III, Paragraph F - when the aggregate submittal to the court (*i.e.*, the motion,  
13 any declarations and exhibits, the proposed order, and the certificate of service) exceeds **50**  
14 pages in length, a paper copy of the documents (with tabs or other organizing aids as necessary)  
15 shall be delivered to the Clerk's Office for chambers. The chambers copy must be clearly  
16 marked with the words "Courtesy Copy of Electronic Filing for Chambers."

17 - Section III, Paragraph K - unless the proposed order is stipulated, agreed, or otherwise  
18 uncontested, the parties need not e-mail a copy of the order to the judge's e-mail address.

## 19 **PRIVACY POLICY**

20 Pursuant to the General Order of the Court regarding Public Access to Electronic Case  
21 Files (filed 5/29/03), parties are to redact the following information from documents and exhibits  
22 before they are filed with the court:

- 23 \* Dates of Birth - redact to the year of birth
- 24 \* Names of Minor Children - redact to the initials
- 25 \* Social Security Numbers - redact to the last four digits
- 26 \* Financial Accounting Information - redact to the last four digits

27 ORDER VACATING ORDER REGARDING INITIAL DISCLOSURES, JOINT STATUS REPORT  
28 AND EARLY SETTLEMENT AND SETTING BRIEFING SCHEDULE-2

The General Order was issued pursuant to the official policy on privacy adopted by the Judicial Conference of the United States and can be found on the court's website at <http://www.wawd.uscourts.gov/docs>. All documents filed in the above-captioned matter must comply with the Privacy Policy and the General Order.

## **EARLY SETTLEMENT CONSIDERATION**

When civil cases are settled early -- before they become costly and time-consuming -- all parties and the court benefit. The Federal Bar Association Alternative Dispute Resolution Task Force Report for this district stated:

[T]he major ADR related problem is not the percentage of civil cases that ultimately settle, since statistics demonstrate that approximately 95% of all cases are resolved without trial. However, the timing of settlement is a major concern. Frequently, under our existing ADR system, case resolution occurs far too late, after the parties have completed discovery and incurred substantial expenditure of fees and costs.

The judges of this district have adopted a resolution “approving the Task Force’s recommendation that court-connected ADR services be provided as early, effectively, and economically as possible in every suitable case.”

The steps required by this Order are meant to help achieve that goal while preserving the rights of all parties.

If settlement is achieved, counsel shall notify Kerry Simonds, deputy clerk, at 206-370-8519.

## **SANCTIONS**

A failure by any party to comply fully with this Order may result in the imposition of sanctions.

DATED this 30<sup>th</sup> day of August, 2006.

Mrs Lasnik  
Robert S. Lasnik  
United States District Judge

**ORDER VACATING ORDER REGARDING INITIAL DISCLOSURES, JOINT STATUS REPORT AND EARLY SETTLEMENT AND SETTING BRIEFING SCHEDULE-3**